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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ) Examiner:  
 Yu et al. ) Juan D Valentin II  
 Serial No: 09/994,523 )  
 Confirmation No: 8526 ) Group Art Unit: 2877  
 Filed: 11/26/2001 ) Dated: Oct. , 2004  
 For: VARIABLE OPTICAL ATTENUATOR )  
 )

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this Dec 9 2004

Signed: Valentin II

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Honorable Commissioner for Patents  
 Post Office Box 1450  
 Alexandria, VA 22313-1450

Sir:

In response to the outstanding Office action mailed September 9, 2004, examination and consideration of the following amendments and remarks are respectfully requested.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 7 of this paper